

1 THE HONORABLE BARBARA J. ROTHSTEIN
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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON

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9 MICHAEL HARPER, SUE HARPER, MELANIE
10 JAQUESS, CHUCK SALLADE, AND MICHAEL
11 MALONE, Individually and on Behalf of All
12 Others Similarly Situated,

13 Plaintiffs,

14 v.

15 T-MOBILE US, INC.,

16 Defendant.

17 No. 2:21-cv-1169-BJR

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24 **UNOPPOSED MOTION AND
PROPOSED ORDER TO EXTEND
TIME TO ANSWER COMPLAINT**

Under Western District of Washington Local Rule 7(d)(1), Defendant T-Mobile USA, Inc., moves the Court to extend T-Mobile's deadline to answer or otherwise respond to the Complaint in the above-captioned action for a total of 30 days to October 21, 2021. Plaintiffs Michael Harper, Sue Harper, Melanie Jaquess, Chuck Sallade, and Michael Malone do not oppose T-Mobile's requested extension.

Good cause exists for this extension because there is a pending motion before the Judicial Panel on Multidistrict Litigation ("JPML") regarding transfer and coordination or consolidation of related cases for pretrial proceedings under 28 U.S.C. § 1407, filed on August 23, 2021. *See In re T-Mobile, Inc., Customer Data Security Breach Litigation.*, MDL Docket No. 3019 (ECF No. 1). The plaintiffs in a related case filed the transfer motion, and T-Mobile fully anticipates that—in addition to this case—dozens more will be noticed to the JPML based on its similar nature. *See*

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id. (ECF Nos. 1, 8-1, 11, 20). The additional 30 days will conserve judicial resources by allowing T-Mobile to assess the pending JPML motion and continue discussions with Plaintiffs' counsel here and counsel in the related cases before responding to Plaintiffs' Complaint.

Dated: September 14, 2021

By: /s/ Steve Y. Koh

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ORDER

IT IS SO ORDERED.

Dated this 16th day of September 2021.

s/Barbara J. Rothstein
Barbara J. Rothstein
U.S. District Court Judge

Presented by:

s/ Steve Y. Koh

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